

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES  
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MAILED

JAN 17 2003

PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte ROBERT PORTMANN, URS C. HOFMEIER, ANDREAS BURKHARD,  
WALTER SCHERRER, and MARTIN SZELAGIEWICZ  
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Application No. 09/125,329

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER  
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This application was received at the Board of Patent Appeals and Interferences on December 12, 2002. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On June 20, 2001, the examiner's answer was mailed (Paper No. 16). Page 3, paragraph 9, of the examiner's answer, lists Munzel I and Munzel II, as prior art. Upon review of the file, these references appear to be in German with no translation

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provided. Before further review, the examiner must provide a complete translation of the Munzel references.

Accordingly, it is

ORDERED that this application be returned to the examiner to: 1) submit translations of the prior art to Munzel I and Munzel II; and 2) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

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KJ/tdl/dm  
RA03-0110